

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

WSOU INVESTMENTS, LLC D/B/A	§	
BRAZOS LICENSING AND	§	CIVIL ACTION 6:20-cv-00985-ADA
DEVELOPMENT,	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	
	§	
CANON, INC.,	§	
<i>Defendant.</i>	§	
	§	

JOINT STIPULATION OF DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff WSOU Investments, LLC d/b/a Brazos Licensing and Development (“WSOU”) and Defendant Canon, Inc. (“Canon”) (collectively, “Parties”) hereby stipulate through their respective counsel of record as follows:

WHEREAS, on October 19, 2020, WSOU filed a Complaint for Patent Infringement against Canon alleging infringement of U.S. Patent No. 8,970,738 (“the ’738 Patent”) in the United States District Court for the Western District of Texas (Dkt. 1);

WHEREAS, on December 14, 2020, Canon waived service of summons (Dkt. 9);

WHEREAS, on March 15, 2021, Canon filed: (1) a Motion to Dismiss Complaint for Patent Infringement (Dkt. 13), in which Canon sought the dismissal of WSOU’s claims for induced and contributory infringement of the ’738 Patent; and (2) an Answer to Complaint for Patent Infringement (Dkt. 14); and

WHEREAS, the Parties desire to resolve the above-entitled action.

THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between WSOU and Canon through their respective undersigned counsel that:

- WSOU's claims for direct and indirect infringement of the '738 Patent against Canon based solely on Canon's EF-M 28mm f/3.5 Macro IS STM lens for EOS M series digital cameras and any other Canon product with a fixed focal length lens ("Dismissed Products") shall be dismissed WITH PREJUDICE;
- WSOU's claims for direct and indirect infringement of the '738 Patent that WSOU has or may have in the future, including any claims of past, present, or future infringement of the '738 Patent against Canon and/or any of Canon's affiliates, subsidiaries, customers, or partners with respect to any Canon products and/or services other than the Dismissed Products, shall be dismissed WITHOUT PREJUDICE;
- WSOU reserves and does not waive any rights or defenses as to WSOU's patent infringement claims against Canon in other actions, including, but not limited to the claims concerning: (1) U.S. Patent No. 7,054,346 in Case No. 6:20-cv-00980-ADA; (2) U.S. Patent No. 7,116,714 in Case No. 6:20-cv-00981-ADA; and (3) U.S. Patent No. 8,588,537 in Case No. 6:20-cv-00982-ADA; and
- Each party will bear its own costs, expenses, and attorneys' fees.

IT IS SO STIPULATED.

April 26, 2021

Respectfully submitted,

/s/ Jonathan K. Waldrop

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CERTIFICATE OF SERVICE

A true and correct copy of the foregoing instrument was served or delivered electronically via U.S. District Court [LIVE] — Document Filing System, to all counsel of record, on this 26th day of April, 2021.

/s/ Jonathan K. Waldrop
Jonathan K. Waldrop